AGILENT TECHNOLOGIES, INC. Legal Department, DL429

Notellectual Property Administration

28. O. Box 7599 Legand, Colorado 80537-0599

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Ingentor(s): Wolber

Serial No.: 10/086,748 Examiner: Zhou, Shubo

OCT 02 2006

Filing Date: February 28, 2002

Group Art Unit: 1631

Title: Calibration of Molecular Array Data

COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:								
Trai	nsmitted herewith is/a	are the following in the abo	ve-identified	l application:				
×	Response/Amendment			Petition to extend time to respond				
	New fee as calculat	ed below		Supplemental Declaration				
	No additional fee	(Address envelope to "Mail Stop Amendments")						
	Other:			(Fee \$)				

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY													
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA		(6) RATE		(7) ADDITIONAL FEES					
TOTAL CLAIMS	13	MINUS	20	=	0	х	5 0	\$	0				
INDEP. CLAIMS	3	MINUS	3	=	0	х	200	\$	0				
FIRST PRE	FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM + 360								0				
EXTENSION FEE	1 ST MONTH 120.00	2 ND MON 450.00	TH 3 RD MONTH ■ 1020.00			ONTH 00 🗆		\$	450				
OTHER FEES													
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT													

Charge \$450 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.2 5. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

I hereby certify that this correspondence is being Deposited with the United States Postal Service as First class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date of Deposit:

Typed Name: Maria J. Sous

Respectfully submitted,

Wolbei

By

Alan W. Cannon for John Brady Attorney/Agent for Applicant(s)

Reg. No. 34,977

Telephone No. (408) 736-3554

Rev 06/05 (TransAmd)

OCT 02 2006 **CERTIFICATE OF MAILING** thry that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. **Typed or Printed Name** Maria J. Sousa Signature Date RESPONSE TO NOTICE OF NON-Attorney Docket 10020405-1 Confirmation No. 8764 **COMPLIANT AMENDMENT** First Named Inventor Wolber **Application Number** 10/086,748 Filing Date 02/28/2002 Address to: Group Art Unit 1631 Commissioner for Patents **Examiner Name** Zhou, Shubo P.O. Box 1450 Calibration of Molecular Array Data Title Alexandria, VA 22313-1450

Sir:

This is responsive to the Notice of Non-Compliant Amendment dated July 13, 2006 for which a one-month period for response was given making this response due on or before August 13, 2006. A Petition for a two-month extension of time is being filed concurrently herewith to extend the response de to October 13, 2006. In view of the amendment of the specification and the remarks put forth below, reconsideration and allowance are respectfully requested.